

LAND LAW ACTS.

RULES

MADE BY

THE IRISH LAND COMMISSION

UNDER THE

LAND LAW (IRELAND) ACTS.

Dated the 20th day of July, 1899.

Presented to both Houses of Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION.

LAND LAW ACTS.

RULES Dated 20th DAY of JULY, 1899, made by the Land Commission, under the Land Law (Ireland) Acts.

It is hereby ordered that the following Rules shall from and after this date, and until further Order, take effect and be in force in relation to all proceedings under the Land Law Acts.

- I. Where in connection with any proceedings under and in pursuance of the Land Law Acts, the parties are by the General Rules of the Irish Land Commission, dated the 3rd day of January, 1897, and the Forms thereunder, as well as by any Rules incorporated therewith, required, in setting forth the particulars of a holding, to state the name of the Poor Law Union within which such holding is situate, they shall henceforth, in lieu thereof, specify the name of the Rural, or Urban, or partly Rural and partly Urban District, within the meaning of the Local Government (Ireland) Act, 1898, within which the holding which is the subject of the proceedings is situate, and all Forms issued under the Rules in question shall from this date be deemed to stand amended accordingly, and after the date hereof no notice shall be received (except by leave of the Court) unless the particulars now required to be furnished are supplied.
- II. Where an application is made to the Court to fix a Fair Rent of a Holding, such application shall be accompanied (a) by an Extract from the Valuation Books, showing for the year referred to in the Local Government (Ireland) Act, 1898, as the Standard Financial Year, the valuation of the agricultural land, and other hereditaments comprised in the holding (such extract to be certified by the proper officer of the Valuation Office in Dublin), or (b) by the prescribed certificate issued by

the Secretary of the County Council, including the Town Clerk of a County Borough, in accordance with the provisions of Section 54 (10) of the Local Government (Ireland) Act, 1898.

- III. Urban and Rural District Councillors shall be qualified to witness the signature of a tenant, as well as the other persons referred to in No. 95 of the General Rules of the 2nd January, 1897.
- IV. Where a Fair Rent is fixed by the Court after the day upon which the Local Government (Ireland) Act, 1898, comes into operation, and which is referred to in that Act as the Appointed Day, the Schedule under Section 1 of the Land Law (Ireland) Act, 1896, shall be in Form No. 39, 39a, or 39b, appended hereto, according as the holding is situate in a Rural District, or partly in a Rural and partly in an Urban District, or in an Urban District, within the meaning of the Local Government (Ireland) Act, 1898, respectively, and the Form No. 39 prescribed by No. 133 of the General Rules of the 2nd January, 1897, shall cease to be applicable from that day.
- V. Number 80 of the Rules of the 2nd January, 1897, and so much of Numbers 83 and 84 of these Rules as refer to the certified extract from the Valuation Books, are hereby rescinded, save in cases where the Order appealed against, bears date on or before the day referred to in the foregoing Rule as the Appointed Day.

(Signed),

[SEAL.]

R. E. Meredith.
Fredk. Wrench.
Gerald Fitzgerald.
S. J. Lynch.

The FORMS referred to in No. IV. of the foregoing Rules.

<u>Form No. 39.</u>	SCHEDULE referred to in the order of even date herewith fixing a fair rent.	Holding in Rural District of _____
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LAND LAW (IRELAND) ACT, 1896.

Particulars of Holding ascertained and recorded pursuant to Section I. of the above Act, and Section 55 of the Local Government (Ireland) Act, 1898.

County	Record No.	Landlord	
No. of Ordnance Sheet		Tenant	
Date upon which holding inspected	day of		189
Who attended inspection on behalf of Landlord ?	Who attended on behalf of Tenant ?		
1. Give a concise description of the holding and the buildings thereon, stating particulars of aspect, elevation, water supply, situation as to markets, railways, and county roads, etc. Also state how the holding is used, i.e., as a tillage farm or as a mixed farm, or as a grazing or dairy farm; if mainly a grazing or dairy farm state carrying power.			
2. Is the holding suitably used? What is the present condition of the holding as to cultivation, and of the holding and the buildings thereon, as to deterioration or otherwise? If there is deterioration, state how it is shown and has apparently been caused, and give like particulars as to any improved condition.			
3. Particulars of Tenement Valuation, Rates, &c.			
A. (1) Tenement Valuation of Agricultural Land in Holding	£		
(2) Tenement Valuation of Non-Agricultural Hereditaments in Holding	£		
Total Tenement Valuation	£		
B. Standard Amount under Local Government (Ireland) Act, 1898, Section 54, for			
(1) County Cess upon Agricultural Land in Holding	£		
(2) Poor Rate upon Agricultural Land in Holding	£		
(3) County Cess and Poor Rate upon Non-Agricultural Hereditaments in Holding	£		
Total Standard Amount of Rates on Holding	£		

The Benefit to the Tenant from the Agricultural Grant is half the above stated amount of the County Cess upon Agricultural Land, and the Benefit to the Landlord from said Grant is half the above stated amount of Poor Rate upon Agricultural Land.

4. If the tenancy has been purchased since the passing of the Landlord and Tenant (Ireland) Act, 1870, give the date of each sale and amount of purchase money.
5. State the Annual sum which should be the fair rent of the holding on the assumption that all improvements thereon (including Buildings) were made or acquired by the Landlord, and give details of Valuation.

Description of the several classes of land with the quantities of each class set out separately, giving the rate per acre. The several classes of grass and tillage land to be so specified that it may be apparent how much of each description is contained in the holding; each class separately valued to be marked with a letter to correspond with a letter on the map, and the boundaries of such class to be indicated on the map.

Letter on Map	Description of Land	Area in Statute Measure			*Rate per Acre excluding Buildings	Total		
		A.	B.	P.		£	s.	d.
*The rate per acre to be estimated on the basis of the Tenant paying a total rate equivalent to the Standard Amount of County Cose and Poor Rate in respect of the Holding, as set out in paragraph 3, less by the amount of benefit to the Landlord from the Agricultural Grant in respect of the Poor Rate.	Specify any additions for buildings, and for mountain grazing, turbaries outside holding, right of seaweed, or any other rights or privileges, or for proximity or otherwise.							
	Total area,					Total, £		
	Specify any deductions for special outgoings affecting the holding or for inconvenience of access, insufficient water supply, or other disadvantages.					Total, £		
	Annual Sum which should be the } fair rent of the holding on the } £ assumption above stated.							

6. State the improvements on holding made }
 wholly or partly by, or at the cost of, or }
 acquired, by the Landlord.
 7. State the Improvements on the holding made wholly or partly by
 the Tenant or at his cost.

NATURE AND CHARACTER OF EACH SUCH IMPROVEMENT.	Present capital value.	Increased letting value due thereto.	Date when made as near as can be ascertained.	Extent (if any) to which the Landlord has paid or compensated the tenant in respect of each such improvement.	Deduction from the rent on account of each such improvement.
Total deduction for Improvements, £					

8. State any other matters in relation }
 to the holding that have been taken }
 into account in fixing the fair rent }
 thereof.

9. Fair Rent of the Holding £_____

Dated this _____ day of

189

To be Signed by
 Legal and Lay
 Assistant Com-
 missioners. }

Form No. 39a. SCHEDULE referred to in the order
of even date herewith fixing a
fair rent.

Holding partly in
Rural District
of _____
and partly in Ur-
ban District
of _____

LAND LAW (IRELAND) ACT, 1896.

*Particulars of Holding ascertained and recorded pursuant to Section I.
of the above Act, and Section 55 of the Local Government (Ireland)
Act, 1898.*

County of	Record No.	Landlord				
No. of Ordnance Sheet	Tenant					
Date upon which holding inspected	day of	189				
Who attended inspection on behalf of Landlord ?	Who attended on behalf of Tenant ?					
1. Give a concise description of the holding and the buildings thereon, stating particulars of aspect, elevation, water supply, situation as to markets, railways, and county roads, etc. Also state how the holding is used, i.e., as a tillage farm or as a mixed farm or as a grazing or dairy farm ; if mainly a grazing or dairy farm state carrying power.						
2. Is the holding suitably used ? What is the present condition of the holding as to cultivation, and of the holding and the buildings thereon, as to deterioration or otherwise ? If there is deterioration, state how it is shown and has apparently been caused, and give like particulars as to any improved condition.						
3. Particulars of Tenement Valuation, Rates, etc.— <table> <tr> <td>A. (1) Tenement Valuation of Agricultural Land in part of Holding in Rural District</td> <td>... £</td> </tr> <tr> <td>(2) Tenement Valuation of Non-Agricultural Hereditaments in part of Holding in Rural District</td> <td>... £</td> </tr> </table>			A. (1) Tenement Valuation of Agricultural Land in part of Holding in Rural District	... £	(2) Tenement Valuation of Non-Agricultural Hereditaments in part of Holding in Rural District	... £
A. (1) Tenement Valuation of Agricultural Land in part of Holding in Rural District	... £					
(2) Tenement Valuation of Non-Agricultural Hereditaments in part of Holding in Rural District	... £					

(3) Tenement Valuation of part of Holding in
 Urban District £
 Total Tenement Valuation of Holding £ _____

B. Standard amount under Local Government (Ireland) Act, 1898, section 54 for—

(1) County Cess upon Agricultural Land in part of Holding in Rural District £

(2) Poor Rate upon Agricultural Land in part of Holding in Rural District £

(3) County Cess and Poor Rate upon Non-Agricultural Hereditaments in part of Holding in Rural District £ _____

Total Standard amount of Rates upon part of Holding in Rural District £ _____

The benefit to the Tenant from the Agricultural Grant is half the above-stated amount of the County Cess upon Agricultural Land, and the benefit to the Landlord from the said Grant is half the above-stated amount of Poor Rate upon Agricultural Land.

C. Average amount of Poor Rate Payable by Tenant in respect of the part of Holding in Urban District excepting such deduction from the Rent (if any), as he may be entitled to make under Section 53 of the Local Government (Ireland) Act, 1898. £

4. If the tenancy has been purchased since the passing of the Landlord and Tenant (Ireland) Act, 1870, give the date of each sale and amount of purchase money.

5. State the annual sum which should be the fair rent of the holding on the assumption that all improvements thereon (including Buildings) were made or acquired by the Landlord, and give details of valuation.

Description of the several classes of land with the quantities of each class set out separately, giving the rate per acre, and also showing separately the parts of the holding in the Rural and the Urban Districts respectively. The several classes of grass and tillage land to be so specified that it may be apparent how much of each description is contained in the holding; each class separately valued to be marked with a letter to correspond with a letter on the map, and the boundaries of such class to be indicated on the map.

Letter on Map	Description of Land.	Area in Statute Measure			Rate per Acre excluding Buildings		Total
		A.	R.	P.	£.	s.	
	Tenant pay- ing (1) in respect of the part of the holding in the Rural District a total rate equivalent to the standard amount of County Cess and Poor Rate as set out in para- graph 8, less by the amount of benefit to the Landlord from the Agricultural Grant in respect of the Poor Rate; (2) and in respect of the part of the holding in the Urban District the whole of the Poor Rate except such deduction from rent (if any) as he may be entitled to make under Section 38 of the Local Government (Ireland) Act 1898.						
	Specify any additions for buildings, and for moun- tain grazing, turbary outside holding, right of seaweed, or any other rights or privileges, or for proximity or otherwise.				Total area,	Total, £	
	Specify any deduction for special outgoings affect- ing the holding or for in- convenience of access, insufficient water supply, or other disadvantages.				Total, £		
	Annual sum which should be the Fair Rent of the Holding on the assumption above stated.					£	

6. State the improvements on holding made wholly or partly by, or at the cost of, or acquired by the Landlord.

7. State the improvements on the holding made wholly or partly by the Tenant or at his cost.

NATURE AND CHARACTER OF EACH SUCH IMPROVEMENT.	Present capital value.	Increased letting value due thereto.	Date when made as near as can be ascertained.	Extent (if any) to which the Landlord has paid or compensated the Tenant in respect of each such improvement.	Reduction from the rent on account of each such improvement.
Total deduction for Improvements, £					

8. State any other matters in relation to the holding that have been taken into account in fixing the fair rent thereof.

9. Fair Rent of the Holding £_____

Dated this _____ day of

189

To be Signed by
Legal and Lay
Assistant Com-
missioners. | _____
| _____
| _____

FORM No. 39b. SCHEDULE referred to in the order of
even date herewith fixing a fair rent.

Holding in Urban
District
of _____

LAND LAW (IRELAND) ACT, 1896.

Particulars of Holding ascertained and recorded pursuant to Section I.

County	Record No.	Landlord
No. of Ordnance Sheet	Tenant	
Date upon which holding inspected	day of	189
Who attended inspection on behalf of Landlord?	Who attended on behalf of Tenant?	
1. Give a concise description of the holding and the buildings thereon, stating particulars of aspect, elevation, water supply, situation as to markets, railways, and county roads, etc. Also state how the holding is used, i.e., as a tillage farm or as a mixed farm or as a grazing or dairy farm; if mainly a grazing or dairy farm state carrying power.		
2. Is the holding suitably used? What is the present condition of the holding as to cultivation, and of the holding and the buildings thereon, as to deterioration or otherwise? If there be deterioration, state how it is shown and has apparently been caused, and give like particulars as to any improved condition.		
3. Particulars of Tenement Valuation, Rates, etc., (a) Tenement Valuation of Holding, £ (b) Average Amount of Poor Rate payable by Tenant in respect of Holding excepting such deduction from Rent (if any) as he may be entitled to make under Section 53 of the Local Government (Ireland) Act, 1896, £		
4. If the tenancy has been purchased since the passing of the Landlord and Tenant (Ireland) Act, 1870, give the date of each sale and amount of purchase money,		

5. State the Annual Sum which should be the fair rent of the holding on the assumption that all improvements thereon (including Buildings) were made or acquired by the Landlord, and give details of Valuation.

Description of the several classes of land with the quantities of each class set out separately, giving the rate per acre. The several classes of grass and tillage land to be so specified that it may be apparent how much of each description is contained in the holding; each class separately valued to be marked with a letter to correspond with a letter on the map, and the boundaries of such class to be indicated on the map.

Letter on Map	Description of Land.	Area in Statute Measures			Rate per Acre excluding buildings.	Total	* The rate per acre to be estimated on the basis of the Tenant pay- ing all the Poor Rate in respect of the Holding excepting such deduc- tion from Rents as may so be may be entitled to make under Section 33 of the Local Government (Ireland) Act, 1898.
		A.	R.	F.			
						Total area,	Total, £

Specify any additions for buildings, and for mountain grazing, turbary outside holding, right of seaweed, or any other rights or privileges, or for proximity or otherwise.

Total, £

Specify any deductions for special outgoings affecting the holding or for inconvenience of access, insufficient water supply, or other disadvantages.

Annual sum which should be the fair rent of the holding on the assumption above stated, £

6. State the improvements on holding made wholly or partly by, or at the cost of, or acquired by, the Landlord.

7. State the improvements on the holding made wholly or partly by the Tenant at his cost.

NATURE AND CHARACTER OF EACH SUCH IMPROVEMENT.	Present capital value.	Increased letting value due thereto.	Date when made as near as can be ascertained.	Extent (if any) to which the Landlord has paid or compensated the tenant in respect of each such improvement.	Deduction from the rent on account of each such improvement.
Total deduction for Improvements, £					

8. State any other matters in relation to the holding that have been taken into account in fixing the fair rent thereof.

9. Fair Rent of the Holding £_____

Dated this _____ day of _____ 189

To be Signed by
Legal and Lay
Assistant Com-
missioners.

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